

REMARKS

This Preliminary Amendment is filed in order to facilitate processing of the above-identified application and is filed in response to the Office Action dated April 4, 2006 in which the Examiner objected to claims 7 and 15, rejected claims 5, 7, 9 and 13-15 under 35 U.S.C. §112, second paragraph, rejected claims 5, 7, 9 and 13-15 under 35 U.S.C. §103 and stated that claims 16, 18 and 19 are allowed.

As indicated above, claims 7 and 15 have been amended in order to correct a minor informality. Therefore, Applicants respectfully request the Examiner withdraws the objection to claims 7 and 15.

As indicated above, claim 5 has been amended in order to more particularly point out and distinctly claim the subject matter which the Applicants regard as the invention. However, Applicants respectfully point out that claim 14 does not recite "a focus position." Therefore, Applicants respectfully request the Examiner withdraws the rejection to claims 14 and 15 under 35 U.S.C. §112, second paragraph.

Additionally, since claim 5 has been amended, Applicants respectfully request the Examiner withdraws the rejection to claim 5, 7, 9 and 13 under 35 U.S.C. §112, second paragraph.

As indicated above, claims 5 and 14 have been amended to incorporate features in allowed claim 16.

Claims 5, 7, 9 and 13-15 were rejected under 35 U.S.C. §103 as being unpatentable over *Morizumi* (U.S. Patent 5,296,970) in view of *Yomogizawa et al.* (U.S. Patent 5,172,151).

Morizumi merely discloses a zoom lens system. Nothing in *Morizumi* shows, teaches or suggests a storing device for storing device for storing a state value to

indicate whether a display of an image captured is requested or not and a controller which drives the taking lens when power supply to the camera is started and drives the display device after performing the driving of the taking lens if the controller determines the state value indicates that the display is requested as claimed in claims 5 and 14.

Yomogizawa et al. merely discloses an objective lens 2 which forms an optical image on a film and a lens 3 for a liquid crystal display (finder) 8 forms an optical image on a CCD chip 6. Nothing in *Yomogizawa et al.* shows, teaches or suggests a storing device and controller controlling a display device as claimed in claims 5 and 14.

Since neither *Morizumi* or *Yomogizawa et al.* show, teach or suggest the primary features as claimed in claims 5 and 14, Applicants respectfully request the Examiner withdraws the rejection to claims 5 and 14 under 35 U.S.C. §103.

Claims 7, 9, 13 and 15 depend from claims 5 and 14 and recite additional features. Applicants respectfully submit that claims 7, 9, 13 and 15 would not have been obvious within the meaning of 35 U.S.C. §103 over *Morizumi* and *Yomogizawa et al.* at least for the reasons as set forth above. Therefore, Applicants respectfully request the Examiner withdraws the rejection to claims 7, 9, 13 and 15 under 35 U.S.C. §103.

Thus it now appears that the application is in condition for reconsideration and allowance. Reconsideration and allowance at an early date are respectfully requested.

If for any reason the Examiner feels that the application is not now in condition for allowance, the Examiner is requested to contact, by telephone, the Applicants'

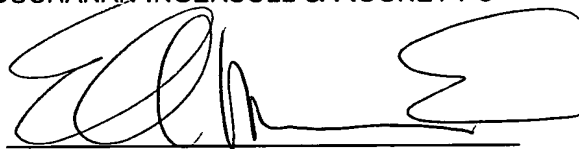
undersigned attorney at the indicated telephone number to arrange for an interview to expedite the disposition of this case.

In the event that this paper is not timely filed within the currently set shortened statutory period, Applicants respectfully petition for an appropriate extension of time. The fees for such extension of time may be charged to Deposit Account No. 02-4800.

In the event that any additional fees are due with this paper, please charge our Deposit Account No. 02-4800.

Respectfully submitted,

BUCHANAN INGERSOLL & ROONEY PC

A handwritten signature in black ink, appearing to read 'EMAS', is written over a horizontal line.

By:

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Date: July 5, 2006

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